

**BEFORE THE INDUSTRIAL COMMISSION OF THE STATE OF IDAHO**

RONALD "TROY" HANEY,	)	
	)	
Claimant,	)	<b>IC 04-505899</b>
	)	
v.	)	<b>ORDER</b>
	)	
LAKE CITY POWER WASH	)	FILED
& ROOFING, INC.,	)	April 28, 2005
	)	
Employer,	)	
	)	
and	)	
	)	
STATE INSURANCE FUND,	)	
	)	
Surety,	)	
	)	
Defendants.	)	
_____	)	

Pursuant to Idaho Code § 72-717, Referee Robert D. Barclay submitted the record in the above-entitled matter, together with his findings of fact and conclusions of law to the members of the Idaho Industrial Commission for their review. Each of the undersigned Commissioners has reviewed the record and the recommendation of the Referee. The Commission concurs with the recommendation. Therefore, the Commission approves, confirms, and adopts the Referee's proposed findings of fact and conclusions of law as its own.

Based upon the foregoing reasons, IT IS HEREBY ORDERED That:

1. Claimant has not demonstrated that he provided Employer with notice of his alleged

December 19, 2003, industrial accident.

2. Claimant has not demonstrated that he slipped and fell while loading a roof for Employer on the morning of December 19, 2003.

3. Based on the above conclusions, the remaining issues before the Commission in this matter are moot.

4. Pursuant to Idaho Code § 72-718, this decision is final and conclusive as to the issues adjudicated.

DATED This 28th day of April, 2005.

**INDUSTRIAL COMMISSION**

/s/  
Thomas E. Limbaugh, Chairman

/s/  
James F. Kile, Commissioner

/s/  
R. D. Maynard, Commissioner

ATTEST:

/s/  
Assistant Commission Secretary

**CERTIFICATE OF SERVICE**

I hereby certify that on the 28th day of April, 2005, a true and correct copy

of the foregoing **Order** was served by regular United States Mail upon each of the following:

JAMES P HANNON  
ATTORNEY AT LAW  
PO BOX 3190  
COEUR D'ALENE ID 83816-3190

H JAMES MAGNUSON  
ATTORNEY AT LAW  
PO BOX 2288  
COEUR D'ALENE ID 83816-2288

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/s/\_\_\_\_\_